

United States District Court

WESTERN DISTRICT OF WASHINGTON

TIMOTHY R. FOLTZ

JUDGMENT IN A CIVIL CASE

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security

CASE NUMBER: C08-5285BHS/JKA

____ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

XX **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

The Court adopts the Report and Recommendation; and

This matter is **REMANDED** to the administration for further proceedings and Plaintiff's request that the Court assign a new Administrative Law Judge on remand is **DENIED**. The administration retains full discretion as to the assignment of this matter.

January 29, 2009
Date

BRUCE RIFKIN
Clerk

s/CM Gonzalez
Deputy Clerk